



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

November 23, 2021

Tim Lynch  
UDAP Industries, Inc.  
1703 Waterline Road  
Butte, MT 59701

Subject: Labeling Notification per Pesticide Registration Notice (PRN) 98-10 – Add “Made in Montana” logo  
Product Name: Pepper Power  
EPA Registration Number: 72007-1  
Application Date: 10/26/2021  
OPP Case Number: 00333972

Dear Mr. Lynch:

The U.S. Environmental Protection Agency (EPA) is in receipt of your application for notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Biopesticides and Pollution Prevention Division (BPPD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

The labeling submitted with this application has been stamped “Notification” and will be placed in our records. You must submit one (1) copy of the final printed labeling with the modifications.

At this time, the U.S. Environmental Protection Agency (EPA) is not requiring a change to the restricted-entry interval (REI) of 0 hours (for non-spraying methods) and 1 hour (for spraying methods) as it appears on your labeling in the Agricultural Use Requirements Box. The EPA is currently developing guidance and criteria for when it will allow a REI of less than 4 hours and might require a change to the REI for this product in the future.

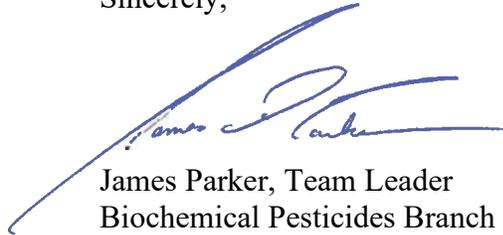
Should you wish to add/retain a reference to your company’s website on your label, then please be aware that the website becomes labeling under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and is subject to review by the EPA. If the website is false or misleading, the product will be considered to be misbranded and sale or distribution of the product is unlawful under FIFRA section 12(a)(1)(E). 40 CFR § 156.10(a)(5) lists examples of statements the EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product’s label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the EPA find or if it is brought to our attention that a website contains false

Page 2 of 2  
EPA Reg. No. 72007-1  
OPP Case No. 00333972

or misleading statements or claims substantially differing from the EPA-approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.

If you have any questions, please contact Susannah Powell via email at [powell.susannah@epa.gov](mailto:powell.susannah@epa.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "James Parker", is written over a large, sweeping blue line that extends from the left side of the page towards the right.

James Parker, Team Leader  
Biochemical Pesticides Branch  
Biopesticides and Pollution  
Prevention Division (7511P)  
Office of Pesticide Programs

## NOTIFICATION

72007-1

The applicant has certified that no changes, other than those reported to the Agency have been made to the labeling. The Agency acknowledges this notification by letter dated:

11/23/2021

### PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS & DOMESTIC ANIMALS

**DANGER:** May cause irreversible physical eye damage if sprayed in the eye. Contact through touching or rubbing eyes may result in substantial but temporary eye injury. Avoid contact with skin or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

#### FIRST AID

Have label with you when obtaining treatment advice

**IF ON SKIN OR CLOTHING:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15–20 minutes. Call a poison control center, doctor, or 1-800-858-7378 immediately for treatment advice.

**IF IN EYES:** Hold eye open and rinse slowly and gently with water for 15–20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center, doctor, or 1-800-858-7378 immediately for treatment advice.

#### ENVIRONMENTAL HAZARDS

Do not apply directly to water. Do not contaminate water by disposing of unused material.

#### PHYSICAL OR CHEMICAL HAZARDS

Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130° F may cause bursting.

#### STORAGE & DISPOSAL

**STORAGE:** STORE IN A COOL, DRY PLACE INACCESSIBLE TO CHILDREN AND PETS. Do not store in places where the temperature is above 120°F or below 32°F. Do not store in hot vehicle or in direct sunlight.

**Spills:** Call 1-800-535-5053 for CHEMICAL EMERGENCY.

**DISPOSAL: DO NOT INCINERATE OR PUNCTURE**

If empty: Do not reuse empty container. Place in trash or offer for recycling if available. If partially filled: Call your local solid waste agency for disposal instructions.

**Disclaimer:** To the extent allowed by law, UDAP Industries, Inc. shall not be liable for damage, injury, loss, direct or consequential including death arising out of the use of, or inability to use this product. Contact local law enforcement officials about regulations concerning this product. **Note:** As part of an ongoing research project, UDAP Industries needs your true account of UDAP Pepper Power® use against bear attacks. Please call 1-800-232-7941 for details.



# bear deterrent

**BE PREPARED!**

DO NOT SEEK OUT ENCOUNTERS WITH BEARS. THIS PRODUCT IS A BEAR ATTACK DETERRENT WHICH MAY PROTECT USERS IN SOME UNEXPECTED CONFRONTATIONS WITH BEARS BUT MAY NOT BE EFFECTIVE IN ALL SITUATIONS OR PREVENT ALL INJURIES. READ CAREFULLY THE ENTIRE LABEL UPON PURCHASE & BEFORE TAKING THIS PRODUCT INTO AREAS WHERE BEARS MIGHT BE ENCOUNTERED.

**KEEP OUT OF REACH OF CHILDREN**

### DANGER

Strong irritant to eyes, nose and skin. Wash thoroughly with soap and water after handling. See Side Panel for additional precautions.

#### Active Ingredients:

**Capsaicin and related capsaicinoids\* 2.0%**

**Inert ingredients 98.0%**

**TOTAL 100.0%**

\*Made from Oleoresin of Capsicum



UDAP Industries, Inc.  
P.O. Box 4872  
Butte, MT 59702  
**1-800-232-7941**

Produced by a grizzly attack survivor!

**CHEMICAL EMERGENCY: 1-800-535-5053**

**EPA Reg. No. 72007-1 EPA Est. No. 72007-MT-001**

### DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

**USE RESTRICTIONS:** This product may be used only to deter bears which are attacking or appear likely to attack humans.

Do not seek out encounters with bears or intentionally provoke them. This product may not be effective in all situations or prevent all injuries. Do not spray this product on tents, other objects, or on clothing. Such use has no deterrent effect on bears. Keep safety clip in place except when practicing with or using the product. Do not eat or allow to be eaten any food or feed materials which may have become contaminated with this product. Use with caution. Contents will cause pain and temporary impairment to eyes, nose, mouth and lungs. Individuals who suffer from asthma or emphysema may have a more severe reaction.

**This product has a range of up to 30 feet (9 meters).**

This canister empties completely in approximately 5.4 seconds.

**APPLICATION DIRECTIONS:** Special procedures must be followed to arm the container, apply the product, and restore the safety clip to disarm the container. Before taking this product into bear country, read the directions and familiarize yourself with these procedures. If you test-fire this container, do so with your back to the wind in an area away from people and bears. Do not test-fire Pepper Power® in an area where you plan to camp, hunt, hike, or fish. Do not test-fire for more than a half a second. After test-firing, clean nozzle and can with soap and water to remove residue. If you have not used this product before, you should obtain a UDAP training can and practice with it until you can perform, quickly and accurately, the activities described in the column below.

**TO ARM AND APPLY:** Place forefinger through loop in handle with thumb on curl of safety clip {Fig. 1}. With thumb, pull safety clip up and straight back. This will expose the trigger lever. Depress trigger lever with thumb, releasing a 1 second burst of spray {Fig. 2}. This should be done as the attacking bear is charging toward you and is about 40 feet away (2-3 seconds from reaching you). Be aware that wind or rain can greatly affect the accuracy of the initial burst of spray. In some cases, you may have to wait until the bear is quite close before spraying. If the bear makes it through the initial burst of spray, continue spraying, aiming for the face. Shield your eyes and face if you must face the wind.

**TO DISARM:** Replace safety clips as illustrated {Fig. 3}.



Fig. 1



Fig. 2



Fig. 3



**Net Contents: 9.2 ounces (260g)**